

STATE OF MINNESOTA
COUNTY OF RAMSEY

DISTRICT COURT
SECOND JUDICIAL DISTRICT

Association for Government Accountability,

Petitioner,

v.

Myron Frans in his Official Capacity as
Commissioner of Management and Budget as a
agency of the Executive Branch of the State of
Minnesota; Minnesota House of Representatives
Budget and Accounting Office, and Minnesota
Senate Fiscal Services Department,

Respondents.

Case Type: Mandamus
File No.: 62-CV-17-3396
Judge: John H. Guthmann

**ORDER TEMPORARILY
ALLOWING THE USE OF
RECORDING BY AUDIO OR
VIDEO MEANS IN COURTROOM
1480**

Pursuant to Chief Judge John H. Guthmann's February 17, 2017 Administrative Order entitled "Amended Order Regarding the Use of Electronic and Recording Devices in Court Facilities", Rule 4 of the Minnesota Rules of General Practice, and in response to a Rule 4.03(a) notice of intent to cover by audio and/or video this court's scheduled hearing at 9:00 a.m. on June 26, 2017, this court makes the following:

FINDINGS OF FACT

1. Prior to the execution of this Order, The Up Take filed a written notice of intent to cover the scheduled hearing in the above-captioned matter by video or audio means.
2. Notice to all parties was properly given and the court considers the notice of intent and the notice to parties to be timely.
3. The Up Take complied with all applicable rules and orders governing the use of recording devices during a scheduled civil hearing.
4. No party to this case objected to the notice of intent.

THEREFORE, IT IS HEREBY ORDERED:

1. Video and audio recording will be allowed in Courtroom 1480 of the Ramsey County Courthouse during the hearing scheduled to take place in the above-captioned matter on June 26, 2017 at 9:00 a.m.

2. Pursuant to Rule 4.04(a) of the Minnesota Rules of General Practice, only one video camera and one separate audio recording device will be permitted in the courtroom. Pooling arrangements shall be the sole responsibility of the media. As the sole media outlet filing a notice, only The Up Take may access the pool coverage.

3. The courtroom will open for set up at 8:30 a.m. and all equipment must be in place and ready for use by 9:00 a.m.

4. Filming must be completed and all camera and audio equipment removed from Courtroom 1480 immediately following the conclusion of the 10:00 hearing in a related case. *See The Ninetieth Minnesota State Senate v. Mark B. Dayton*, File No. 62-CV-17-3601.

5. This Order does not permit audio or video recording of the hearing in the related case. Only a duly issued order in the related case may authorize such recording.

6. This order only permits video and audio recording. Any live broadcast or live streaming of the proceedings is prohibited. Taking any video of spectators in the courtroom is also prohibited.

7. No video or audio recording may be conducted in any other Ramsey County Courthouse location where the use of recording devices is otherwise prohibited by the “Amended Order Regarding the Use of Electronic and Recording Devices in Court Facilities.”

8. From and after the time this Order is filed, any further notices of intent to cover district court proceedings by either audio or video means are untimely. However, this Order does not

prohibit the media outlets covered by this Order from sharing their video or audio files with other interested media outlets without court involvement. *Cf.* Minn. R. Gen. Prac. 4.04(4).

Dated: June 21, 2017

BY THE COURT:

John H. Guthmann
Chief Judge, Second Judicial District